

The Board of Commissioners of Fayette County, Georgia met in Official Session on December 13, 2001, at 7:00 p.m. in the public meeting room of the Fayette County Administrative Complex, 140 Stonewall Avenue, Fayetteville, Georgia.

COMMISSIONERS PRESENT: Greg Dunn, Chairman
Linda Wells, Vice Chair
Herb Frady
Peter Pfeifer
A.G. VanLandingham

STAFF MEMBERS PRESENT: William R. McNally, County Attorney
Linda Rizzotto, Chief Deputy Clerk

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Chairman Dunn called the meeting to order, offered an invocation and led the pledge to the Flag.

PRESENTATION/RECOGNITION:

RECOGNITION OF DANIEL LEE DOLDER WHO HAS ATTAINED THE RANK OF EAGLE SCOUT:

Chairman Dunn announced that the first item on the agenda had been cancelled at the request of the Dolder family due to the father being out-of-town.

CONSENT AGENDA: *On motion made by Vice Chairman Wells, seconded by Commissioner VanLandingham to approve the Consent Agenda as presented. The motion carried 5-0.*

WATER SYSTEM - SOUTH FAYETTE WATER PLANT PROJECT: Approval of request from Consulting Engineer Jim Mallett to approve the final change order to the South Fayette Water Plant project.

Commissioner Pfeifer commented that the South Fayette Waste Water Treatment Plant project had been completed and complimented the staff and Project Engineer for bringing in another project under budget.

Chairman Dunn said that Jim Mallett deserved a lot of the credit for this. He stated the county saved \$235,000 on the waste water treatment plant.

A copy of the Change Order, identified as "Attachment No. 1", follows these minutes and becomes an official part hereof.

FIRE DEPARTMENT:

(a) Approval of receipt and dispersion of grant funds for purchase of Nomex uniforms.

(b) Approval to award bid for Nomex uniforms to T & T Uniforms in the amount of \$44,750.00. A copy of the bids, identified as "Attachment No. 2", follows these minutes and becomes an official part hereof.

ENGINEERING - STREET LIGHT DISTRICT: Approval of request from the Engineering Department to affirm Vickery Lane Subdivision, Horsemen's Run (Phase two), and Murphy Creek Landing as a Street Light District in Fayette County. All three subdivisions have 100 percent participation in favor of this request.

RECREATION - TWO SOFTBALL FIELDS IN BROOKS: Approval of request from Building and Maintenance to award the bid for the addition of two softball fields in Brooks. The bid included fencing, back stops, dugout and right/left side wings in the amount of \$13,500. The funds are in the CIP budget for 2001, account #160-5727 - 2071 Recreation budget. A copy of the bids, identified as "Attachment No. 3", follows these minutes and becomes an official part hereof.

EMERGENCY SERVICES - TWO SIRENS APPROVED:

(a) Approval of request from Emergency Services to award the contract for the installation of two (2) sirens to Motorola in the amount of \$92,654. A copy of the bids, identified as "Attachment No. 4", follows these minutes and becomes an official part hereof.

(b) In addition, approval to take \$3,550 from contingency to complete this acquisition.

FINANCE DEPARTMENT: Approval of request from the Finance Department to establish budgets in various funds to cover actual or proposed FY 2002 expenditures.

PUBLIC COMMENT:

Members of the public are allowed up to three minutes each to address the Board on issues of concern other than those items which are on this evening's agenda

There was no public comment.

STAFF REPORTS:

FIRE STATION LOCATED ON STATE HIGHWAY 314:

County Attorney Bill McNally reported on the property belonging to the county, located on State Highway 314 which formerly had a fire station located on it. He reminded the Board that the county had received a grant to move the fire station because of the situation there and part of

the conditions of that grant was to dedicate that property to greenspace conservation use. He asked for a motion to authorize the Chairman to execute a deed which would put these restrictions on the property.

On motion made by Vice Chairman Wells, seconded by Commissioner Frady to authorize Chairman Dunn to execute the deed putting restrictions on the county property located on State Highway 314 that it be used for greenspace conservation use. The motion carried 5-0. A copy of the deed, identified as "Attachment No. 5", follows these minutes and becomes an official part hereof.

Attorney McNally requested a meeting in Executive Session to discuss two matters of real estate acquisition and two legal issues.

EXECUTIVE SESSION: ***On motion made by Commissioner VanLandingham, seconded by Commissioner Frady to adjourn to Executive Session after a 5-minute recess to discuss two items of real estate acquisition and two legal matters. The motion carried 5-0.***

LEGAL:

Attorney Bill McNally briefed the Board concerning a legal matter and requested direction from the Board.

On motion made by Vice Chair Wells, seconded by Commissioner Frady to authorize the County Attorney to proceed with negotiations. The motion carried 5-0.

REAL ESTATE ACQUISITION:

Attorney Bill McNally updated the Board on a matter of real estate acquisition.

On motion made by Commissioner Frady, seconded by Commissioner VanLandingham to authorize the County Attorney to proceed with the acquisition. The motion carried 5-0.

REAL ESTATE ACQUISITION:

Attorney McNally brought the Board up-to-date concerning a matter of real estate acquisition.

On motion by Vice Chairman Wells, seconded by Commissioner Pfeifer to authorize the County Attorney to continue with negotiations. The motion was 4-0-1 with Commissioner VanLandingham abstaining.

LEGAL:

Attorney McNally briefed the Board concerning a legal matter .

On motion made by Commissioner Frady, seconded by Vice Chair Wells to authorize the County Attorney to proceed with negotiations with direction not to exceed a specified amount. The motion carried 5-0.

The Board voted to reconvene the meeting for the purpose of adding one additional legal item for Executive Session which was omitted from the original request.

On motion made by Commissioner Frady, seconded by Chairman Dunn to add one legal item to the Executive Session. The motion carried 4-0-1 with Vice Chair Wells abstaining.

The Board voted to reconvene into Executive Session to discuss the legal matter.

On motion made by Commissioner VanLandingham, seconded by Commissioner Frady to reconvene to Executive Session to discuss one additional legal matter. The motion carried 5-0.

LEGAL:

Attorney McNally briefed the Board concerning a legal matter.

The Board authorized the Attorney, Chairman Dunn and Vice Chairperson Wells to proceed in the matter.

EXECUTIVE SESSION AFFIDAVIT:

On motion made by Commissioner Pfeifer, seconded by Commissioner VanLandingham to authorize Chairman Dunn to execute the Executive Session Affidavit affirming that two items of real estate acquisition and three legal items were discussed. The motion carried 4-0-1 with Commissioner Wells abstaining. A copy of the Executive Session Affidavit, identified as "Attachment No. 6" follows these minutes and is made an official part hereof.

There being no further business to come before the Board, the meeting adjourned at 8:45 p.m.

Linda Rizzotto, Chief Deputy Clerk

Gregory Dunn, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 2nd day of January, 2002.

Minutes
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Linda Rizzotto, Chief Deputy Clerk